

Message Text

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PAGE 01 USUN N 00708 260055Z

21

ACTION IO-11

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O 252347Z FEB 76

FM USMISSION USUN NY

TO SECSTATE WASHDC IMMEDIATE 6013

INFO AMEMBASSY ALGIERS IMMEDIATE

AMEMBASSY MADRID IMMEDIATE

AMEMBASSY NOUAKCHOTT IMMEDIATE

AMEMBASSY RABAT IMMEDIATE

UNCLAS USUN 0708

E.O. 11652: N/A

TAGS: PFOR, UN, SS

SUBJ: SPANISH SAHARA

1. AT PRESS BRIEFING MID-DAY FEBRUARY 25, UN SPOKESMAN DISTRIBUTED COPIES OF DOCUMENTS REPRODUCED PARAS 2 AND 3, I.E., MESSAGE FRO MOROCCANS TO SYG, AND SYG'S REPLY. CONCERNING POINT THAT SPANIARDS WERE NOT AWARE OF MOROCCAN REQUEST FOR UN TO SEND OBSERVER TO FEBRUARY 26 MEETING OF JEMAA, SPOKESMAN OBSERVED THAT MOROCCAN AMBASSADOR HAD SAID THIS INFORMATION HAD BEEN FORWARDED TO SPANISH FOREIGN OFFICE IN MADRID. SPOKESMAN EXPLAINED THAT SYG HAS ONLY SPECIFIC RESPONSIBILITIES UNDER MANDATE AND THEY ARE NOT IN ACCORD WITH MOROCCAN DECISION. SAHARA QUESTION, SPOKESMAN ADDED, IS NOW A GA (COMMITTEE OF 24) MATTER. HE KNOWS OF NO PLAN OF SYG TO CHANGE TIMETABLE FOR SPANISH TERMINATION OF ADMINISTRATION. SPOKESMAN ADDED THAT AMBASSADOR RYDBECK HAD MADE INTERIM REPORT, THAT HE "CONTINUES" HIS MISSION, AND THAT SPOKESMAN DOES NOT RULE OUT RYDBECK TRIP TO ALGERIA OR CONTACT WITH F-POLISARIO. RYDBECK REPORT WILL NOT BE CIRCULATED AS UN DOCUMENT. SYG CONTINUES TALKS WITH COMMITTEE OF 24 CHAIRMAN SALIM AND EXTENSIVE CONSULTATIONS

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 USUN N 00708 260055Z

WITH ALL PARTIES CONCERNED. ASKED IF WALDHEIM CONSIDERED

MATTER A "FAIT ACCOMPLI", SPOKESMAN SUGGESTED QUESTION BE
DIRECTED TO WALDHEIM AT HIS BRIEFING FEBRUARY 26.

2. BEGIN QUOTE:

NO. 578A/245/76

24 FEBRUARY 1976

SIR,

I HAVE THE HONOUR TO TRANSMIT HERewith THE TEXT OF A MESSAGE
ADDRESSED TO YOU BY H.E. DR. AHMED LARAKI, MINISTER FOR FOREIGN
AFFAIRS OF THE KINGDOM OF MOROCCO.

I REQUEST YOU TO ARRANGE FOR THIS LETTER AND THE TEXT OF THE
MESSAGE TO BE CIRCULATED AS AN OFFICIAL DOCUMENT OF THE UNITED
NATIONS.

ACCEPT, SIR, THE EXPRESSION OF MY HIGHEST CONSIDERATION.

(SIGNED) DRISS SLAOUI
PERMANENT REPRESENTATIVE

THE SECRETARY-GENERAL
OF THE UNITED NATIONS

I HAVE THE HONOUR TO BRING TO YOUR ATTENTION THE FACT THAT THE
TEMPORARY TRIPARTITE ADMINISTRATION INSTITUTED IN WESTERN SAHARA
UNDER THE MADRID AGREEMENT OF 14 NOVEMBER 1975, CONCLUDED BETWEEN
MOROCCO, MAURITANIA AND SPAIN, WILL COME TO AN END ON 28
FEBRUARY 1976, IN ACCORDANCE WITH ARTICLE 2 OF THAT AGREEMENT.

IN ANTICIPATION OF THAT EVENT, WHICH WILL BE MARKED BY THE
FINAL DEPARTURE OF THE SPANISH GOVERNOR FROM THAT ADMINISTRATION,
THE LOCAL ASSEMBLY (THE DJEMA'A) WILL HOLD FOR THAT PURPOSE
AN EXTRAORDINARY MEETING ON THURSDAY, 26 FEBRUARY 1976.

WE APPEAL ON THIS OCCASION TO ALL THE MEMBERS OF THE DJEMA'A
WHO ARE OUTSIDE THE TERRITORY TO PARTICIPATE IN THAT MEETING
UNCLASSIFIED

UNCLASSIFIED

PAGE 03 USUN N 00708 260055Z

IN ORDER TO EXPRESS THEIR VIEWS FREELY, AND WE ASSURE THEM
OF FREEDOM OF MOVEMENT UNDER UNITED NATIONS GUARANTEE,
INCLUDING THE POSSIBILITY OF LEAVING THE TERRITORY IF THAT
SHOULD BE THEIR WISH.

I REQUEST YOUR EXCELLENCY TO ARRANGE TO BE REPRESENTED BY AN
OBSERVER AT THAT MEETING.

ACCEPT, SIR, THE EXPRESSION OF MY HIGHEST CONSIDERATION.

DR. AHMED LARAKI
MINISTER FOR FOREIGN AFFAIRS
OF THE KINGDOM OF MOROCCO

END QUOTE.

3. BEGIN QUOTE:

LETTER OF FEBRUARY 24, 1976

EXCELLENCY,

I HAVE THE HONOUR TO ACKNOWLEDGE THE RECEIPT OF YOUR MESSAGE DATED 24 FEBRUARY 1976 BY WHICH YOU INFORM ME THAT THE DJEMA'A, OR LOCAL ASSEMBLY, OF WESTERN SAHARA WILL HOLD AN EXTRAORDINARY MEETING ON 26 FEBRUARY 1976, THAT THE GOVERNMENT OF MOROCCO IS ISSUING AN APPEAL TO ALL THE MEMBERS OF THE DJEMA'S WHO ARE OUTSIDE THE TERRITORY TO PARTICIPATE IN THAT MEETING AND THAT IT WILL ASSURE THEM FREEDOM OF MOVEMENT, INCLUDING THE POSSIBILITY OF LEAVING THE TERRITORY, UNDER THE GUARANTEE OF THE UNITED NATIONS. I NOTE FURTHER YOUR REQUEST THAT I DESIGNATE AN OBSERVER TO REPRESENT ME AT THE SAID MEETING.

IN THIS CONNEXION, YOU WILL RECALL THE TERMS OF RESOLUTIONS 3458 A AND B (XXX), WHICH THE GENERAL ASSEMBLY ADOPTED ON 10 DECEMBER 1975, IN PARAGRAPHS 7 AND 8 OF RESOLUTION A, THE GENERAL ASSEMBLY

7. REQUESTS THE GOVERNMENT OF SPAIN, AS THE ADMINISTERING POWER, IN ACCORDANCE WITH THE OBSERVATIONS AND CONCLUSIONS OF UNCLASSIFIED

UNCLASSIFIED

PAGE 04 USUN N 00708 260055Z

THE VISITING MISSION AND IN ACCORDANCE WITH THE ADVISORY OPINION OF THE INTERNATIONAL COURT OF JUSTICE, TO TAKE IMMEDIATELY ALL NECESSARY MEASURES, IN CONSULTATION WITH ALL THE PARTIES CONCERNED AND INTERESTED, SO THAT ALL SAHARANS ORIGINATING IN THE TERRITORY MAY EXERCISE FULLY AND FREELY, UNDER UNITED NATIONS SUPERVISION, THEIR INALIENABLE RIGHT TO SELF-DETERMINATION;

8. REQUESTS THE SECRETARY-GENERAL, IN CONSULTATION WITH THE GOVERNMENT OF SPAIN, AS THE ADMINISTERING POWER, AND THE SPECIAL COMMITTEE ON THE SITUATION WITH REGARD TO THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES, TO MAKE THE NECESSARY ARRANGEMENTS FOR THE SUPERVISION OF THE ACT OF SELF-DETERMINATION REFERRED TO IN PARAGRAPH 7 ABOVE;

FURTHER, IN PARAGRAPH 4 OF RESOLUTION B, THE
GENERAL ASSEMBLY

4. REQUESTS THE INTERIM ADMINISTRATION TO TAKE ALL
NECESSARY STEPS TO ENSURE THAT ALL THE SAHARAN POPULATIONS
ORIGINATING IN THE TERRITORY WILL BE ABLE TO EXERCISE THEIR
INALIENABLE RIGHT TO SELF-DETERMINATION THROUGH FREE
CONSULTATIONS ORGANIZED WITH THE ASSISTANCE OF A REPRESENTATIVE
OF THE UNITED NATIONS APPOINTED BY THE SECRETARY-GENERAL.

YOUR EXCELLENCY'S MESSAGE RAISES A NUMBER OF ISSUES
WHICH WOULD HAVE HAD TO BE CLARIFIED UNDER THE TERMS OF THE
ABOVE RESOLUTIONS. HOWEVER, THE PERMANENT REPRESENTATIVE OF
SPAIN TO THE UNITED NATIONS HAS INFORMED ME TODAY THAT HIS
GOVERNMENT WAS NOT AWARE OF YOUR MESSAGE. UNDER THE
CIRCUMSTANCES, AS SPAIN IS BOTH THE ADMINISTERING POWER OF
THE TERRITORY AND A MEMBER OF THE INTERIM ADMINISTRATION,
I AM SURE YOU WILL UNDERSTAND THAT I AM NOT IN A POSITION TO
CONSIDER TAKING ACTION WITH REGARD TO YOUR MESSAGE.

PLEASE ACCEPT, EXCELLENCY, THE ASSURANCES OF MY HIGHEST
CONSIDERATION.

KURT WALDHEIM
SECRETARY-GENERAL

UNCLASSIFIED

UNCLASSIFIED

PAGE 05 USUN N 00708 260055Z

END QUOTE.
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